TO DEEPEN THE HUDSON.

ALBANY, March 10.-Winslow M. Mead

Deputy State Superintendent of Public Works, to-day made a report to the Leg-

slature detailing the success of the effor

made by the department under direc-

tion of the concurrent resolution of the

Legislature in breaking the ice gorge in the Hudson River which had threatened

to do such great damage to life and prop

erty in Albany, Rensselaer and neighbor

campaign against the sale of oleomarga-rine in this State which has been colored

product, the commissioner is informed, is shipped into the State, and a circular has been sent to all dealers warning them that they will be held strictly liable for the sale of the product except under the stringent provisions of the law providing for its disposal. A large number of cases

for its disposal. A large number of cases of alleged violations of the law, the commissioner says, have been begun in the courts by the agents of the department and it is his intention to carry the cases if necessary to the highest courts.

TO PUNISH FANATIC.

the fanatic native who shot at a party o

American tourists near Jerusalem, wound

inherited much property. She is about thirty-five years old. She started for a six month's trip abroad the first week in February. A cablegram to-day said she is not in danger and will be able to make

COMMODORE BARRY STATUE.

vites John J. Boyle to Submit One.

Mr. O Connor's model was inappropriate
the was permitted to submit a second
model, which also proved unsatisfactory.
In announcing the decision of the commission Secretary of War Dickinson, who
is chairman of the statue commission,
gave out this statement:

"The Barry Statue Commission, exer-

"The Burry Statue Commission, exercising the right reserved in the programme of competition, has rejected as unsatisfactory all the models submitted by the artists who participated and has invited Mr. John J. Boyle of New York to submit a model, with the understanding that if it proves satisfactory to the commission he will receive the contract for the statue and pedestal."

MR. SULZER'S PROTESTS.

offers Amendment to the Cummins Bill on Fraudulent Use of the Mails.

the Government prosecutions of the In-dianapolis News and New York World for

Square in this city.

sion Rejects All Models and In-

stringent provisi for its disposal.

ing territory recently.

Calling on Congress to Provide for Bree

TESTIFIES REGARDING CUN-NINGHAM COAL CLAIMS.

Inferentially Connects Ballinger With the Stens to Get the Claims Clear Listed . -An Affidavit Which He Presented to Garffeld is Denounced as Periury.

WASHINGTON, March 10. - The Ballinger-Pinchot investigation turned again to-day to make to the alleged activity of Mr. Ballinger in behalf of the Cunningham coal claimants. When the committee adjourned for the day Louis Brandeis, counsel for Glavis. had introduced evidence intended inforentially to connect Mr. Ballinger with the everal steps taken by the claimants to got their claims clear listed

One of the Cunningham affidavits, when apread upon the records alongside the estimony given recently by representarives of the Mongan-Guggenheim syndicate before the Seaste Committee on ferritories, drew from Representative Madison the statement that if the affidavit did not constitute a viciation of the laws of the United States it was high time a new perjury statute was enacted.

Secretary Gardeld of the Interior Department was on the stand for a greater part of the day. Reviewing the connection between the Cunningham claims and the Morgan-Guggenheim syn dicate, Mr. Brandels showed that the Cunninghams first gave an option on July 26, 1907; that the option was exer-used on December 7, 1907; that the coal claims were clear listed on December 2t, 07, although the clear hating was susded in January following on receipt a telegram of protest from Giavis; that affidavit was prepared by the Cunningms on September . 1:00, and that this id on September 17 of the same year. This affidavit was one that had been needed by Mr. Ballinger to overcome ob-

seen taken by Glavis. A portion of the drst affidavit read:

"We have an understanding that when
the patents had been secured we would
form a company for the development of
the coal fields, but none of the cualms were
taken up for the benefit of a corporation,
but merely with the mea that when titles

ections to a previous affidavit which had

the coal fields, but none of the chaims were taken up for the benefit of a corporation, but merely with the mean that when titles were secured we would combine our own claims and work the coal fields for ourselves."

A portion of the amended affidavit as presented to Secretary Garfield read:

"I had no combination or joint interests by way of corporate interests or other lise was contemplated which would read either directly or indirectly in partiage was contemplated which would read entries."

Glavis's lawyer then introduced into evidence a portion of the testimony takes recently before the Senate Committee on Territories. That testimony was to the effect that at the time the second affidavit was drawn an option had been given by the Cunninghams and accepted by Daniel Guggenheim on behalf of the Morgan-Guggenheim on behalf of the Morgan-Guggen a false statement was it not?" asked Rep-

If that is not

on them the name of Mr. Bai-

inger's law firm.

"Wheaf Mr Ballinger presented that affidavit did he tell you that he had drawn if up or suggested amendments to it?" asked Mr. Brandels.

"He did not," answered Mr. Garfield.
"I did not know about it until I read the Senate document now before the committee.

Ballinger had retired as Commissioner of the General Land Office. Ballinger, according to Garfield, said that his friends desired him to present an affidavit signed

desired him to present an affidavit signed by Clarence Guggenheim.

"Troid him," said Garfield, "that I con-sidered the Guggenheim claims illegal, especially in view of the evidence found by Glavis in the Cunningham journals. I told him I did not think the affidavit made any difference. Ballinger said he would file it for what it was worth. He

ing his friends in a casual way while on his way Fast.

"Did he state." asked Mr. Brandeis,
"that he appeared before you as counsel?"

"He did not." replied Garfield.

The cross-examination of Mr. Garfield by Lawyer Vertrees, Mr. Ballinger's counsel, developed the fact that Ballinger and Garfield had been intimate bersonal friends from the time they were in college together until the row between Pinchot and Ballinger became acute. The correspondence between Mr. Ballinger and Mr. Garfield as introduced in evidence showed that at one time they were in the help of addressing each other as

dence showed that at one time they were in the helit of addressing each other as "my dear Dick" and "my dear Jim."
In the morning session a letter from senator Guggenheim to Secretary Ballinger dated August. 1809. was introduced. The letter urged the Secretary to withdraw a tract of land near La Junta. Col., to be used for picnic purposes. Mr. Ballinger complied with the request.

Army and Navy Orders.

of ar by.

Capt. John E. Munt. Twenty fifth Infantry.

Capt. John E. Munt. Twenty fifth Infantry.

Common Waster Reed General Hospital, District of

Commons. The Waster Medical Corps. from

Columbus Harracias. Obio. to Pallippine division.

Capt. Leon T. Lewald. Medical Corps. from

Columbus Harracias. Obio. to Pallippine division.

Capt. Losen W. Beacham, Jr., Ninth Infantry.

to West Point, relieving Capt. Charles D. Herron.

Eighteento Infantry, who will join his regiment.

Capt. Casper H. Conrad. Jr., Quartermaster,

Washington, and office of Quartermaster.

General.

These navy orders were issued:

Rear Admiral Z. H. C. Leutze. retired. from commandant Weshington vari to commandant. New York yard and third naval district.

Rear Admiral W. Swift. from Navy Departies. Rear Admiral W. Swift. from Navy Departiener. And on retired list.

Rear Admiral N. E. Niles, retired from Navan Home. Philadelphia. to home.

Rear Admiral U. R. Harris, from commandant may yard. Philadelphia and fourth district to May at Home. Philadelphia.

Near Admiral A. G. Rerry, from senior member of Burd of Surveys on Vessels on Pacific Coast and commandant of Tweffin and Thirteenth distincts to member of Navil Examining Board.

Washington yard.

The heaven, the hills, the sea are one sparkling gar-Figure to member of Naval Brammining Board.
Wasnington vard.
Rear admiral T. S. Preips, from communication vard.
Rear admiral T. S. Preips, from communication vary yard. Mare Island, to duty as senior member of Board General Surveys on Vessels of Ractific Const. and communication of Twelfile and Thirteenin naval districts.
Rear Admiral J. S. Murdock, from communication at navy yard. New York, and Third naval district, to communicate account division Atlantic deev on the Minacouts.
Rear Admiral I. Osterbans, from Savy Department, Washington to communication navy-dard, Mare Island. tion, D. C. Grant, from Navy Department, agitnyton, to commands: of navy yard i aciphia and Pourth district.

Individual to the property of the New Hompshire, Mayes Hospital, New York, for treatment.

Legg. R. Berry, From the Minneauta to the

Negotiations May Be Reopenert and

Satisfactory Agreement Reached. Washington, March 10.--Charles M. Hopper, commercial expert for the bureau of trade relations, and Prof. Henry C. Emery, chairman of the Tariff are returning from Ottawa, where they have been conducting the tariff negotiations between the United States and Canada, are expected to arrive in Washington within the next few days their report to the State Dep ment. While it is generally admitted that the recent negotiations failed, officers of the subject may be resumed and a mutually estisfactory agreement between the two countries reached before March 31 next, when the maximum and minimum leatures of the American law go into

It is understood that the representatives of the Canadian Government declined to grant to the United States the same rates

contended that the French-Canadian agreement did not constitute an undue discrimination against the United States. Officers of the Department say that this is a misconception of the meaning of the American tariff law—
It is evident, officers of the State Department say, that the maximum tariff rates will be imposed upon imports from Canadian flovernment is willing to grant the United States the same rates as are accorded to France, or compensatory the United States the same rates as are accorded to France, or compensatory concessions. While the preliminary negotiations have ended in a deadlock and a decision between the two countries has been abandoned temporarily, officers of the Department hope that the subject will be reopened again shortly in order that every effort night be made to avert it tariff war.

EFFECT OF PANAMA CANAL. P. Mr. Schwerin Says It Will Dry Up All the

WASHINGTON, March 10 .- H.T. Schwerin of the Pacific Mail Steamship Company testified before the Senate Committee on Interoceanic Canals to-day that the flut rate of \$8 a ton for freight from San Fr neisco to New York by way of the P. n.ms. canal will not be continued. Schwerin said that the rate had been dictated by the Panama Railroad and he predicted that the opening of the

Foreign Steamship Companies With Offices

WASHINGTON, March 10. - Foreign that is not perjury under our stat-remarked Mr. Madison, "then we steamship companies which maintain to have statutes which make it agencies in this country where tickets The amended affidavit, according to Mr. Garfield, was presented to him at his subject to the corporation tax of one per some at Mentor, Onio, by Mr. Hallinger, on their net income, according to an opinion delivered to-day by Attorneythem the name of Mr. Baiwhere them the half of the ballinger presented that
the ballinger presented t

Business Men's Association.

WASHINGTON, March 10 .- The renomination of William F. Stone, sergeant-atarms of the Republican national committee, as Collector of the Port of Baltimore, which was sent to the Senate on Tuesday, was held up by the Committee

Tuesday, was held up by the Committee on Commerce to-day at the request of President Taft. The President asked that the nonination be held up so that he might give a hearing on Saturday to a deletation from the Baltimore Business that he appeared before you as counsel? "He did not," replied Garfield. The cross-examination of Mr. Garfield by Lawyer Vertrees, Mr. Ballinger's counsel, developed the fact that Ballinger based of waiting had sent the nomination of Stone to the Senate three months before there was a vacancy.

VILLALOBAR TO TAFT. Former Spanish Minister Expresses His

Regret at Leaving Our Shores. WASHINGTON, March 10. - Marquis de Villalobar, the Minister from Spain to the United States, who was transferred recently, sent the following telegram to-day to President Taft:

Pray allow me to convey the expression of my sincere feelings of regret in leaving the American shores. I will never forget the friendship showed to me everywhere WASPINGTON. March 10 - These army orders in the United States, owing to your gracious kindness, and I beg you to accept my best wishes of welfare for your great country. Major George Bell, Jr., Inspector-General, to sweeport, Ia.

Major Watter K. Gordon, Eighteenth Infantry

owin Washington to office of Inspector-General

Mrs. Taft, and always believe me, Mr. sent, heartily and respectfully yours,

West Point Superintendent Objects to

Reinstatement of Hazers.

Washington, March 10.—Col. High Scott, superintendent of the Military Academy at West Point, made strong objections to-day at a hearing before the Senate Committee on Military Affairs about 10 per cent. shrinkage during cooking, while ham suffers about 30 per cent. shrinkage during cooking. Shrinkage during cooking wh Reinstatement of Hazers. Scott, superintendent of the Military

Kingsley
This parland may be yours if you take our twenty-one days' cruise to the tropic seas, to Colon (where the canal is), and return for \$125.00.
To Janusick—the pearl of the Caribbees and back for \$55.50. Our steamers are your paintial hotels both at sea and in next. and back for \$85.66. Our steam your paintial hotels both at see port. SAILING FROM NEW YORK

UNITED PRUIT COMPANY 17 BATTERY PLACE, NEW YORK Or Any Steemahly Ticket Agency

FOR RESOLUTION CALLING RATIFICATION INTRODUCED.

is Revising the Education Laws-Sent tor Travis Offers a Scheme for a New the Transfer Tax Law Amend

Davenport and Assemblyman Warren Lee to-day introduced in the Legis ature the concurrent resolution calling of the Department hope that a discussion for the ratification of the Taft Federal port's activity on behalf of the amendment, following Senator Root's letter income tax proposition, attracted particular attention to-day in view of the fact that at present Senator Davenport is using the Root telegram to arouse harmony for Hughes on Republi-can party policies in the Legislature Senator Newcomb, another Hughes Senator, already has put in a resolution pro-

> "The concurrent resolution has been introduced in order that the Legislature may have affirmatively before it the proposition to ratify the proposed income tax amendment," said Senator Davenport to-day. "At present there is in the Senate only the Newcomb resolution, which declares against the amendment. The nation ought to have the power to levy an income tax. It is a power possessed by every other civilized nation. It is in the highest sense unjust and unequal that the great classes of income from real estate and personal property cannot now be reached by the nation even in the time of dire rational emergency. This is the result of the decision in the Follock case. The power to tax incomes from these sources was never questioned until 1894. Lincoln found this power absolutely essential to the nation's life in the darkest hours of the civil war. The nation ought to have the plenary power to reach incomes from whatever source derived."
>
> Senator Witter has introduced a bill to meet the recent decision of the Court of Appeals declaring the embalming board I. we unconstitutional. It changes the name to the Board of Undertaking and Embalming Examiners and gives each member of the board a State salary of 200, with a secretary at a salary of 31.000. The bill recommends the employment of apprentices by undertakers and embalmers and entitles them to take the board's examination after two years experience. Senator Travis introduced a bill providing a new form of ballot for use in first class cities. The ballot is to have the names of candidates grouped under the title of each office and in order, based upon the number of votes cast in the last Gubernatorial election by the parties nominating. On the left side of the ballot is to the last of the title of the commend that the parties nominating. On the left side of the ballot is to the last of the parties nominating. On the left side of the ballot is to the last of the parties nominating. tax amendment," said Senator Davenport to-day. "At present there is in the Senate

election, each party having a consecutive number. These numbers are to be used on the ballot to indicate what parties have nominated or indorsed each candidate. If there are not more than eight parties their names and numbers are to appear above the names of the candidates and beabove the names of the candidates and below the instructions to voters instead of
on the left side of the ballot. Straight
voting is abolished in first class cities.

In the Assembly to-day was pacsed the
bill of Senator Hill amending the stock
transfer tax law to meet the part of the
law which was declared inoperative by
the Court of Appeals so that instead of
levving the tax on each share of stock
transferred it shall be levied on each \$100
face value or fraction thereof. The tax

cents on each \$100 value. face value or fraction thereof The tar

HEARING ON AUTOMOBILE BILL. Assembly Committee Agrees to Report

ALBANY, March 10.-The Assembly heim syndicate.

There is no evidence to show that Secretary Ballinger had anything to do with the amendment or preparation of the section of the affidavit quoted.

In commenting earlier in the day upon his meeting with Mr. Ballinger in Mentor. Ohio, in September, 1908. Mr. Garfield restricted that Ballinger had retired as Commissione of the General Land Commissione and the section of the General Land Commissione at time and the section of the section mmittee on Internal Affairs agreed

their own regulations governing the use of automobiles, especially as to the speed limit. In cities of the third class and in villages fifteen miles an hour is specified as the speed limit. Thirty miles is the speed limit in the country. Lacenses for automobiles are graded as follows: Five dollars

biles are graded as follows: Five dollars for cars up to 25 horse-power. \$10 for over 25 and not more than 35 horse-power. \$15 for cars 35 horse-power and under 45 and \$25 for all cars over 45 horse-power. The license bureau is retained in the office of the Secretary of State. Automobiles must carry their numbers on both the front and rear of car, those in the rear to be not less than four inches in height and five-eighths of an inch in width, and must be illuminated. Heavy ponalties are provided for careless chaufeurs, especially those who run away after an automobile accident.

ADVANCE IN PRICE OF MEATS. Lunary Commission Finds Hams and Smoked Meats 40 Per Cent. Higher.

ALBANY, March 10.—Some startling changes are reported by the State Lunacy Commission in prices of certain staples as shown in bids just opened by the commission and the purchasing stewards of State hospitals for purchases of pro-visions for the next six months period, beginning April 1. Smoked meats, smoked fish, hams and shoulders were found to have advanced about 40 per cent. and the price of fresh beef had advanced con-

the price of fresh beef had advanced considerably, but not in as great proportion.

The commission decided to reduce the amount of hams, smoked meats and California hams to about one-half the usual quantity for this period and substitute in their places beef, milk and eggs in such proportion as to furnish an equivalent amount of nourishment as is obtained from the use of the meats mentioned which have increased in price so markedly.

Senate Committee on Military Affairs against pending bills to reinstate cadets W. T. Russell of Ohlo, Harry C. Weaver of Alabama and Chauncey C. Devore of West Virginia. Col. Scott declared that the reinstatement of the discharged enders would be subversive of discipline. The commission will have great difficulty in keeping the maintenance charge within reasonable bounds this year.

14 The heaven, the hills, the sea are one sparkling gar-land of jewels.

15 In view of the steady advances of staples, including lard, cereals and butter, the commission will have great difficulty in keeping the maintenance charge within reasonable bounds this year.

16 The heaven, the hills, the sea are one sparkling gar-land of jewels.

17 The heaven, the hills, the sea are one sparkling gar-land of jewels.

18 This garland may be yours if yee take our twenty-one days' cruise to the trepic seas to Colon (where the canal is), and return for fins.ed.

19 This garland may be yours if yee take our twenty-one days' cruise to the trepic seas to Colon (where the canal is), and return for fins.ed.

10 To Janusics—the pearl of the Caribbees

10 The standard desired as equivalent to a pound of meat.

11 In view of the steady advances of the House Judiciary Committee of the House Judiciary Committee of the House Judiciary Committee protesting that the Cummins bill, which passed the Senate Cummins bill, which day that the New York Central has decided to put in effect on March 15 a reduction in round trip fares on the Hudson River division. None of the present round trip fares are increased, and all round trip fares in excess of two cents a mile are reduced to two cents a mile with 1 for cents and an anile are reduced to two cents a mile with 1 for cents and many to make the fare end in naught or five. This results practically in a two cent a nile basis or less for all present traveling in both directions on the Hudson River division. The round trip tickets are good for thirty days.

One result of this reduction of passenger

fares is to make the round trip tickets between Albany and New York \$5.75 instead of \$6. This action of the company, the commission says, is the result of conferences held from time to time by Commissioner Decker with the passenger department of the railroad.

A similar change, it is announced by the commission, is to be made effective on the West Shere Railroad, but it is understood that the company will equalize rates on the West Shore to make them equal the rates to opposite points on the New York Central where ferries are operated.

Bags full of letters are being unloaded

Bags full of letters are being unloaded

on the desk of Park Commiss J. Higgins in his office in Claremont Park The Bronx, these days. Quite a surpris-ing proportion of the letters are protests by individuals and associations against the monopoly and defacement of the shores of Pelham Bay by yacht clubs. One of these, the Stuyvesant Yacht Club, secured five years ago the right of landing and building a clubhouse on the shore of the bay in consideration of a payment of 350 a year rental. Then the Morris Yacht Club got permission to occupy an old time residence, half tumbled down nding near the shore of Pelham Bay.

attention to the fact that the Federal near there. Government has always claimed full A few extracts from letters will about what seemed to be a popular view of the situation. The assistant head worker of the University Settlement Society wrote: 'In regard to beating privileges in Pelham Bay Park permit me to urge upon you the great importance of reserving these privileges to the people generally rather than to the exclusive use of any one control over the Hudson River as far north as the Troy dam and yet had never taken any measures to

control over the Hudson River as far north as the Troy dam and yet had never taken any measures to prevent floods and their attendant destruction, although to do so would seem to be an obligation which goes with authority and jurisdiction over the river. It was suggested that the Federal Government by seme method should be brought to recognize its responsibility. If this was not possible it was stated that the State should make provision in advance hereafter for meeting these flood conditions.

The Assembly passed the concurrent resolution of Senator Allen, which had already received the approval of the Senate, calling for action by Congress to provide for the deepening of the Hudson River. The resolution recites that sufficient appropriation must be made for the improvement of the river channel and harbors if the barge canal improvement is to be effective in the territory between the eastern end of the big canal at Waterford and deep water in the Hudson River. these privileges to the people generally rather than to the exclusive use of any one or more small groups of individuals.

* It should be the policy of the Department of Parks to give the largest possible facilities for all sorts of recreation to the public. In accordance with such policy a municipal boathouse would naturally be placed at the disposal of people generally and would not be restricted as a privivilege to one or more clubs.

A letter written by the Parks and Playgrounds Association of this city set forth in detail how the park boards of Minneapolis. Cleveland and Chicago reserved their park waterfronts for the use of the public generally, excluding all boat clubs.

The New York Children's Welfare Commission wrote: "It has been very unfortunate in the past that the boating privilege in Pelham Bay Park has been so largely limited to certain clubs; such special privilege. ALBANY, March 10 .- State Agricultural Commissioner Pearson announced to-

nate in the past that the boating privilege inPelham Bay Park has been so largely limited to certain clubs; such special privileges should not be issued. We hope you will set on foot the policy of giving special privileges to none, but of opening up the use of the water to-all on equal and on the easiest possible terms.

The Union Settlement wrote through one of its officials: "I hope you will favor the regulation of the privileges so that the people as a whole may have the largest possible use of the boating facilities rather than that the privileges should be chiefly enjoyed by members of clubs."

C. H. Strong for the City Club of New York wrote: "I beg respectfully to call your attention to the matter of the proposed lease of privileges in the neighborhood of Gity Island to the Stuyvesant Yacht Club. From information gathered by the members of the parks committee it would appear most undesirable to issue this permit: " generally that the spirit of public use to which our parks are consecrated is forfeited when any part of them is rented or leased for exclusive use."

One example of the letters from individ WASHINGTON, March 10. - Secretary of ing Miss Agnes Parker Moore of Terre Haute, Ind., seriously and Miss Natalie

One example of the 'etters from individuals indicates their general nature. William White Niles, an attorney at 11 Wall atreet, who lives in The Bronx, wrote: "It does not seem right that certain individuals should have certain privileges to the exclusion of others, the logical conclusion of which would be that the whole park system of the city would soon be in the hands of a few individuals."

At 11 o'clock yesterday morning Treasurer Ogden, Secretary Cartright and several members of the Stuyvesant Yacht Club called on Commissioner Higgins in response to a summons to show cause why a renewal of their lesse, which expires on March 15, should not be denied. Mr. Ogden said that if the club secured a renewal of its privileges it would remove its present fittle clubhouse and build one which would be an ornament to the park, to cost \$5,000 or \$5,000. He declared that such privileges as the club had to offer were not exclusive, but that any yacht was welcomed in the anchorage and the hospitalities of the club. In response to questions by Commissioner Higgins Mr. Ogden said that the club gave winter quarters to wachts Haute, Ind., seriously and Miss Natalie Maurice of Mamaroneck, N. Y., slightly. The party was going out from Jerusalem to visit the Mosque of Omar. The incident was reported to the State Department by Thomas R. Wallace, American Consul at Jerusalem.

Mr. Knox instructed Mr. Wallace to make energetic representations to the local authorities to bring about the arrest and punishment of the offender. Oscar S. Straus, American Ambassador at Constantinople: has been informed of the incident by cable. He will put the matter before the Turkish Foreign Office.

TERRE HAUTE, Ma cch 10.—Miss Agnes Paraer Moore is the adopted daughter of the late T. S. Masre, from whom she inherited much property. She is about thirty-five years old. She started for a hauled over its marine railway out onto the park land for a cent a foot a month. The Commissioner did some ciphering and asked if the club was not by that the trip to Egypt on March 18.

MOUNT VERNON, March 10. Miss Nathalie Maurice is a daughter of Benjamin Maurice, a steel structural manufacturer of Manhattan, who has a country house at Mamaroneck-on-the-Sound. Her father got a cablegram to-day saying that his daughter had only been slightly wounded and was getting along nicely in the English Hospital in Jerusalem Miss Maurice was a librarian in one of the New York libraries. She is also a Sunday school teacher in St. Thomas's Episcopal church at Mamaroneck. and asked if the club was not by that operation making a considerable profit out of its use of park land as a marine storehouse. He thought that nothing in the lease centemplated giving the club that privilege, and he indicated his opinion that any exclusive privilege was against good park policy. Secretary Cartright responded to this by remarking that the park golf links, tennis courts, baseball and athletic fields were practically exclusive affairs, especially the golf clubhouse, wherein none might enter except members of a certain golf club. "Not since I have been a Commissioner," responded Mr. Higgins. "Any golfer who goes out to those links may have the free and unrestricted use of the clubhouse."

house."

Mr. Parsons, the landscape gardener, said that from his point of view any boathouse on the shore was a disfigurement. The Stuyvesant club, he said, had cut down some large limbs of trees to give headroom for the masts of yachts hauled out on the lawn. If any boathouse at all was to be located on the shores of the bay it should be after designs approved by the commission and be strictly and in all respects open to any suchtamen who cared for its privileges.

Commissioner Higgins closed the hearing by remarking: "I cannot at the present time agree to a renewal of the lease. The matter is in abeyance until I have learned the policy of the administration in respect to it." WASHINGTON, Narch 10 .- The Barry Statu Commission has decided to reject all models f rmeri submitte i and to invite John J. Boyle, the New York sculptor, to submit a model for the statue of Commodore John Barry, the naval here. The statue will be erected in Franklin Square in this city.

When models were submitted originally that of Edward O'Connor of Paris was regarded by the members of the commission as most satisfactory. It consisted of a symbolic group of several nude female figures, which proved distasteful to the Ancient Order of Hibernians. he protested on the ground that Mr. O'Connor's model was inappropriate. He was permitted to submit a second

DERIDES INDIAN SCHOOLS.

They Make Only Football Players and Hor n Blowers," Says Senator McCumber. WASHINGTON, March 10 .- The education of the Indian at Government institution such as Carlisle, where development of modern Lo along sporting lines is fea-

such as Carlisle, where development of modern Lo along sporting lines is featured, was criticised by Senstor McCumber of North Dakota in the Senster McCumber of North Dakota in the Senster McCumber of North Dakota in the Senster said that the Indian appropriation bill was under consideration. The Senstor said that the Indian didn't care much about schools and that when he did attend them it was more with the idea of becoming a champion foothall player or a musician than deriving an education and becoming a force in the development and education of his people.

"Some Indians make good foothall players," declared Senster McCumber, but they are no better qualified to work for a living after they have finished their sporting education than is the white football player. At Carlisle they may learn how to blow a horn, but knowledge of the ground. The tendency of these schools is to develop a character among Indian students for sports rather than a character for education. I wish to entermy protest against this form of education. Senator Heyburn favored the little red school house for the education of the Indian. When they leave home to attend achool, he said, they return as dudes and no longer have the confidence of their people. WASHINGTON, March 10 .- An echo of alleged criminal libel in connection with

Smith Graye Co.

Smith Grayo & announced on the 10th of December last that, due to their approaching reorganization, immediate disposal would be made of all Winter stock on hand and in process of tailoring.

An aggregate of nearly 36,000 Winter weight Suits and Overcoats, having since been disposed of, the reorganized Smith Grayoto to-day offer, for immediate sale, 11,000 light weight Spring Suits, Overcoats and Raincoats. These are all of the famous South Gray quality, the unapproachable South Gray styles, and at original prices were the same values that have made Smith Group values synonymous with standard, intrinsic values.

The models aud fabrics while conservative, being designed for the 1909 season, are particularly desirable and acceptable for the 1910 season, due to the fact that Smith Gray styles are six months in advance of the regular season's styles.

Men's and Young Men's Spring and Summer Suits, Spring Coats and Rainproof Spring Coats, former prices up to \$25

Included are Suits of silk mixture Worsteds and plain Worsteds, Velours and Cassimeres, in Grays, Tans, Olives and Browns.

Spring Coats and Rainproof Coats of Worsted Cheviots, Worsteds and Velour, in various Grays, Oxfords and Tan shades—in models full box end semi-box, 46 to 52 in. lengths. Men's and Young Men's Spring and

Summer Suits, Spring Coats, Rainproof \$4 Q.50 Coats and English Worsted Showerproof Slip-Ons, former prices up to \$30 Suits in handsome Grays, Tans, Olives and Silk Mixtures

on black and blue grounds. Fine Velours, Vicunas, Worsteds and Worsted Cheviots, in stripe, pin check and two-tone designs, and various fancy weaves. Spring Coats and Raincoats in many a gray shade; also

Oxfords, Tans, Olives and Brown-several box and semi-box models, 46 to 52 in. long. English Worsted Showerproof Slip-Ons - Tans and

Finest Spring and Summer Suits, Silk- \$697.50 lined Spring Coats and English Slip-Ons,

various olive shades—button to the neck models.

former prices up to \$42 Suits are of finest American and foreign fabrics-Vicuna. Velour and fine faced Worsteds-staple and fancy gray shades; also Olives, Tans, Browns, silk mixture designs on

blue and black grounds. Spring Coats of Vicuna, Worsteds, Vicuna finished Velours and Worsted Cheviots.

Colors are from lightest gray to dark Oxfords, and include Brown, Tan and Olive shades. Models are silk-lined and silk-lined to the edge. The Slip-Ons are of the finest English worsteds, in dark Olive and various Tan shades.

CHILDREN'S CLOTHES.

Children's department reductions are general and include nearly every garment in the department.

\$6, 7 & 7.50 Norfolk Double-Breasted Russian \$4.75 and Sailor Suits, medium and light weights......

\$7.50 to 9 Norfolk Double-Breasted Russian \$6.75 and Sailor Suits, medium and light weights

Smith Gray & Co.

Fulton St. at Flatbush Av.

Broadway at Warren St.

Across from City Hall.

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Madison Square, New York.

IFTH AVENUE BROADW FIFTE AVENUE QUIET IN BOGOTA.

Hoting Has Ceased and Situation is Met-ter, Washington Hears. WASHINGTON, March 10.—Rioting in Bogota, Colombia, has ceased and the

situation is rapidly improving, according to advices received at the State Depart-ment to-day. The Minister of Foreign Affairs of Colombia and other Colombian citizens called at the legation in Bogota to express regret at the anti-American emonstrations. Elliott Northcott, American Ministe

Elliott Northcott, American Minister at Bogota, advised the Department that all Americans were safe. The municipal authorities took precautions to protest the legation and American citizens. On March 7, however, several stones were thrown through the legation windows. The Presbyterian American Mission College for boys also was stoned. Mr. Northcott Invited all Americans who desired to take refuge in the legation.

To Explain the Backefeller For WASHINGTON, March 10 .- Starr J. Mur-WASHINGTON, March 10.—Starr J. Murphy, who is named as one of the incorporators of the Rockefeller Foundation in the bill introduced by Senator Gallinger recently, will appear before the Senate Committee on the District of Columbia to-morrow morning to explain Mr. Rockefelier's philanthropic plan. The members of the corumittee expressed a desire for further information concerning the scope of the work before they take up the question of reporting the measure favorably, and Senator Gallinger invited Mr. Murphy to come before the committee.

Dinner to Charles F. Homer At the Botel Astor last evening a testimanial dinner was given to Col. Charles F. Homer by the beard of managers of the Silk Association of America. William Skinner, president of 5the association presented him with a silver loving cupgold lined. Foreign in design and ornamentation, with two handles, standing eleven inches in height.